| 1        | 1   |                              |
|----------|---|------------------------------|
| 2        | 2   |                              |
| 3        | 3   |                              |
| 4        | 4   |                              |
| 5        | UNITED STATES DISTRICT COURT  |                              |
| 6        | NORTHERN DISTRICT OF CALIFORNIA   |                              |
| 7        | 7   |                              |
| 8        | JOHNNAY RODRIGUEZ,  | No. C-10-3064 SI (PR)        |
| 9        | Plaintiff,  | JUDGMENT                     |
| 10       | 0 v.  |                              |
| 11       | 1 Correctional Sergeant LOCKE,  |                              |
| 12       | Defendant.  |                              |
| 13       | 3   |                              |
| 14       | 4   |                              |
| 15       | This action is dismissed without prejudice to plaintiff filing a new action that complies |                              |
| 16       | with the administrative exhaustion requirements for prisoners.                            |                              |
| 17       |   |                              |
| 18       | IT IS SO ORDERED AND ADJUDGED.  |                              |
| 19       |   | C. \ \ \ \ \ +-              |
| 20       | ,   | SUSAN ILLSTON                |
| 21       |   | United States District Judge |
| 22<br>23 |   |                              |
| 24       |   |                              |
| 25       |   |                              |
| 26       |   |                              |
| 27       |   |                              |
| 28       |   |                              |
| _0       |   |                              |

Case 3:10-cv-03064-SI Document 27 Filed 09/20/11 Page 1 of 1